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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/679,023	10/03/2003	Edmund J. Balboni	Analog.7150	1507	
7:	590 04/27/2005	EXAMINER			
Matthew E. C	onnors	CHANG,	CHANG, JOSEPH		
Gauthier & Cor	nors LLP	4 D.T. I.D. IIT	D DED W (D D D		
Suite 3300		ART UNIT	PAPER NUMBER		
225 Franklin St		2817	2817		
Boston, MA 02110			DATE MAILED: 04/27/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

AK

		Applicati	on No.	Applicant(s)				
Office Action Summary		10/679,02		BALBONI ET AL.				
		Examine		Art Unit				
		Joseph C	-	2817				
Period fo	The MAILING DATE of this communication a or Reply	ippears on the	cover sheet with the c	orrespondence ad	idress			
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).								
Status								
1)	Responsive to communication(s) filed on							
2a) <u></u> ☐	This action is FINAL . 2b)⊠ This action is non-final.							
	Since this application is in condition for allowance except for formal matters, prosecution as to the ments is							
•	closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.							
Dispositi	on of Claims							
4)⊠	Claim(s) 1-39 is/are pending in the application	on.						
	4a) Of the above claim(s) is/are withdrawn from consideration.							
	5) Claim(s) is/are allowed.							
6)	Claim(s) is/are rejected.							
7)	Claim(s) is/are objected to.							
8)⊠	Claim(s) <u>1-39</u> are subject to restriction and/o	or election rec	quirement.					
Applicati	on Papers							
9) The specification is objected to by the Examiner.								
10)☐ The drawing(s) filed on is/are: a)☐ accepted or b)☐ objected to by the Examiner.								
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).								
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).								
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.								
Priority u	ınder 35 U.S.C. § 119							
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.								
Attachment								
	e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PTO-948)		4) Interview Summary (Paper No(s)/Mail Da					
	e of Draπsperson's Patent Drawing Review (P1O-948) nation Disclosure Statement(s) (PTO-1449 or PTO/SB/0)8)	5) Notice of Informal Pa	nal Patent Application (PTO-152)				
Paper	No(s)/Mail Date	·	6) Other:					

DETAILED ACTION

Election of Species

This application contains claims directed to the following patentably distinct species of the claimed invention:

Species 1: an embodiment having programmable charge pump to adjust its output current level based on a measured gain of the oscillator, readable on claims 1-14, 27-28.

Species 2: an embodiment having programmable charge pump matched to a resistive value of the PLL loop filter, readable on claims 15-26.

Species 3: an embodiment having programmable charge pump calibrate based on RC value, readable on claims 29-39.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, no claims are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph Chang whose telephone number is 571 272-1759. The examiner can normally be reached on Mon-Fri 0700-1730.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Pascal can be reached on (571) 272-1769. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Joseph Chang Patent Examiner

Art Unit 2817